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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re application   | of:  | `                  | Confirmation No.: 8519           |
|---|--|--------------------|----------------------------------|
| James Barto   | n, et al.  | )                  |                                  |
| Serial No.: 09/6  | 665,921  | )                  | Examiner: Vent, Jamie J.         |
| Filed on: Septe   | mber 20, 2000  | )                  | Group Art Unit No.: 2621         |
| For: CLOSEI   | O CAPTION TAGGING SYSTEM   |                    |                                  |
| Mail Stop Amer<br>Commissioner f<br>P.O. Box 1450<br>Alexandria, VA | or Patents   |                    |                                  |
|   | INFORMATION DISCLO   | SURE STATE         | EMENT                            |
| Sir:<br>Enclosed  | d is at least one copy of Form PTO/  | SB/08 (A or B      | ) together with copies of the    |
| documents cited   | on that form, if needed. Pursuant t  | o 37 C.F.R. §      | 1.97, the submission of this     |
| Information Dis   | closure Statement is not to be const   | trued as a repre   | esentation that a search has     |
| been made and   | is not to be construed as an admission   | on that the info   | ormation cited in this statement |
| is material to pa   | tentability.   |                    |                                  |
| Pursuan   | to 37 C.F.R. § 1.97, this Information  | on Disclosure      | Statement is being submitted     |
| under one of the  | e following (as indicated by an "X"  | to the left of the | he appropriate paragraph):       |
|   | 37 C.F.R. §1.97(b). It is respectfut considered and that each enclosed initialed by the Examiner to indicate | copy of Form       | PTO/SB/08 (A or B) be            |

37 C.F.R. §1.97(c). If so, then this Information Disclosure Statement includes

one of the following:

A statement pursuant to 37 C.F.R. §1.97(e)

returned.

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Attorney Docket No. 60097-0112

|             | 1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement.  |
|-------------|--|
|             | 1.97(e)(2) The undersigned hereby states that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this information disclosure statement. |
|             | A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).  |
| enclosed co | fully requested that the cited documents be considered and that each py of Form PTO/SB/08 (A or B) be initialed by the Examiner to h consideration and a copy thereof returned.  |

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| 37 C.F.R. §  | 1.97(d). If so, then this Information Disclosure Statement includes the following:   |
|--|--|
| A  | statement pursuant to 37 C.F.R. §1.97(e)   |
|  | 1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement; OR   |
|  | 1.97(e)(2) The undersigned hereby states that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this information disclosure statement. |
| AND  |  |
|  | A check for \$180.00 for the fee under 37 C.F.R. §1.17(i) for submission of the Information Disclosure Statement.  |
| enclosed o   | ctfully requested that the cited documents be considered and that each copy of Form PTO/SB/08 (A or B) be initialed by the Examiner to uch consideration and a copy thereof returned.  |
| disclosur<br>Examine<br>respectfu<br>enclosed<br>indicate s<br>understoo | e obligations in hopes that the references will be considered by the r. Although the submission does not fully meet 37 C.F.R. §1.97, it is lly requested that the cited documents be considered and that each copy of Form PTO/SB/08 (A or B) be initialed by the Examiner to such consideration and a copy thereof returned to Applicant(s). It is od that if the Examiner does not consider the cited references, the cited ts will be placed in the file pursuant to 37 C.F.R. §1.97(i).  |
| PTO/SB/  | gly, copies of the references as listed on each enclosed copy of Form 08 (A or B) are submitted herewith, if needed. No certification or fees ed necessary.  |

| The Examiner is hereby notified that the present application is related to the |
|--|
| following related application(s):  |

DISCLOSURE OF RELATED APPLICATIONS

| U.S. Application/ Pat. No. | File Date | Atty. Docket. No. |
|----------------------------|-----------|-------------------|
|                            |           |                   |
|                            | <u></u>   |                   |
| ,                          |           |                   |
|                            |           |                   |
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|                            |           |                   |
|                            |           |                   |

The related application(s) may contain subject matter that is related to the subject matter of the present application. The related application(s) may contain one or more claims that may be substantially similar to one or more claims in the present application, and those claims may have been rejected in the related application(s). Therefore, the Examiner is encouraged to review the file history(ies) of the related application(s) as some of the information contained therein may be material to the examination of the present application.

The Examiner is hereby notified that for the following related application(s) an Office Action has been received as indicated below:

DISCLOSURE OF OFFICE ACTIONS

|                   | DISCLOSURE OF OTTICE FIGURE |               |                   |  |  |  |
|-------------------|-----------------------------|---------------|-------------------|--|--|--|
| U.S. Application/ | File Date                   | Office Action | Atty. Docket. No. |  |  |  |
| Pat. No.          |                             | Mailing Date  |                   |  |  |  |
| 11/182,876        | 07/14/2005                  | 02/09/2007    | 60097-0308        |  |  |  |
|                   |                             |               |                   |  |  |  |
|                   |                             |               |                   |  |  |  |

The related application(s) may contain one or more claims that may be substantially similar to one or more claims in the present application, and those claims may have been rejected in the related application(s). Therefore, the Examiner is encouraged to review the file history(ies) of the related application(s) as some of the information contained therein may be material to the examination of the present application.

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Throughout the pendency of this application, please charge any additional fees, including any required extension of time fees, and credit all overpayments to deposit account 50-1302.

Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP

Dated: Mar 30, 2007

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Approved for use through 07/31/2006. OMB 0651-0031

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Sheet

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STATEMENT BY APPLICANT

(Use as many sheets as necessary)

1

**Application Number** 09/665,921

Filing Date September 20, 2000

First Named Inventor Jim Barton

Art Unit 2621 **Examiner Name** 

Vent, Jaime J. Attorney Docket Number 60097-0112

| U.S.PATENT DOCUMENTS  |                          |  |                                |  |   |
|-----------------------|--------------------------|--|--------------------------------|--|---|
| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Document Number  Number-Kind Code <sup>2 (Ir known</sup> ) | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|                       |                          | US-5,600,364   | 02-04-1997                     | Hendricks et al.                                   |   |
|                       |                          | US-  |                                |  |   |

| FOREIGN PATENT DOCUMENTS |                          |   |                                |  |  |    |
|--------------------------|--------------------------|---|--------------------------------|--|--|----|
| Examiner<br>Initials*    | Cite<br>No. <sup>1</sup> | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures | T⁵ |
|                          |                          | Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known) |                                |  | Appear   |    |
|                          | <b></b> -                |   |                                |  |  |    |
|                          | <b></b>                  |   |                                | ·  |  |    |
| <b></b>                  | <b></b> -                |   |                                |  |  |    |
|                          | Ť                        |   |                                |  |  |    |

| Examiner  | Date           |  |
|-----------|----------------|--|
| Signature | <br>Considered |  |

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

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